

Prieto, Beatriz

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Sent: Friday, June 21, 2002 6:05 PM
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Subject: Case 09/718,595

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Ms. Prieto,

In our conversation today I made reference to Rule 1.132. This section covers affidavits for expert opinion in 103 rejections. I am completely convinced that the Lawler reference simply does not teach in any way a real-time data stream having displayable indicia associated with commands, which inherently would have to be pre-associated with the displayable indicia at the head end. Lawler's menus (displayable indicia) are stored in the set-top box and associated with commands there. I propose, as I said on the telephone, to prepare and file with a response to the Final, one or more 1.132 affidavits from persons with credentials to establish their skill and expertise in this art, stating their opinions on the relevant questions in this examination, particularly at the points you have relied upon as teaching the elements of the broadest claims.

Best, Donald Boys

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